



August 24, 2007

## **EX PARTE NOTICE**

### ***Electronic Filing***

Ms. Marlene H. Dortch  
Secretary  
Federal Communications Commission  
445 12<sup>th</sup> Street, SW, Room TW-A325  
Washington, D.C. 20554

Re: WT Docket No. 04-356  
WT Docket No. 02-353  
ET Docket No. 00-258  
RM-11308  
WT Docket No. 02-55  
RM-11339  
IB Docket No. 02-364

Dear Ms. Dortch:

On August 23, 2007, Kathleen O'Brien Ham, Patrick Welsh, John Hunter, and Eric Hagerson, representing T-Mobile USA, Inc. ("T-Mobile"), met with Julius Knapp, Geraldine Matisse, Ira Keltz, Ron Repasi, Jamison Prime, Ron Chase, Jim Burtle, and Patrick Forster of the Office of Engineering and Technology, and Joel Taubenblatt of the Wireless Telecommunications Bureau, to discuss the deployment of T-Mobile's UMTS network using Advanced Wireless Services ("AWS") spectrum. Peter Kwok, Nelson Ueng, and Dan Wilson of T-Mobile and Steve Buenzow of the Wireless Telecommunications Bureau participated by telephone.

At the meeting, T-Mobile provided an update on its coordination and relocation efforts in the AWS band, consistent with the attached presentation. First, T-Mobile described the AWS handset testing recently conducted by the National Telecommunications and Information Administration and the Department of Justice. Second, T-Mobile discussed potential "work-arounds" for AWS frequencies in United States and Possessions ("US&P") assignments, which would allow AWS licensees early access to 1.7 GHz spectrum. Third, T-Mobile asked the Commission to reject WCA's Petition for Reconsideration of the Ninth Report and Order and affirm the appropriate balance the Commission struck in the Order between the interests of AWS new entrants and BRS

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incumbents. Finally, T-Mobile discussed the potential interference issues between AWS A Block (2110-2120 MHz) and Broadcast Auxiliary Services ("BAS") channel 7 (2093-2110 MHz) and outlined a plan of working with individual BAS operators and the Society of Broadcast Engineers.

Pursuant to section 1.1206(b) of the Commission's rules, an electronic copy of this letter is being filed.

Sincerely,

/s/ Kathleen O'Brien Ham

Managing Director, Federal Regulatory Affairs  
T-Mobile USA, Inc.

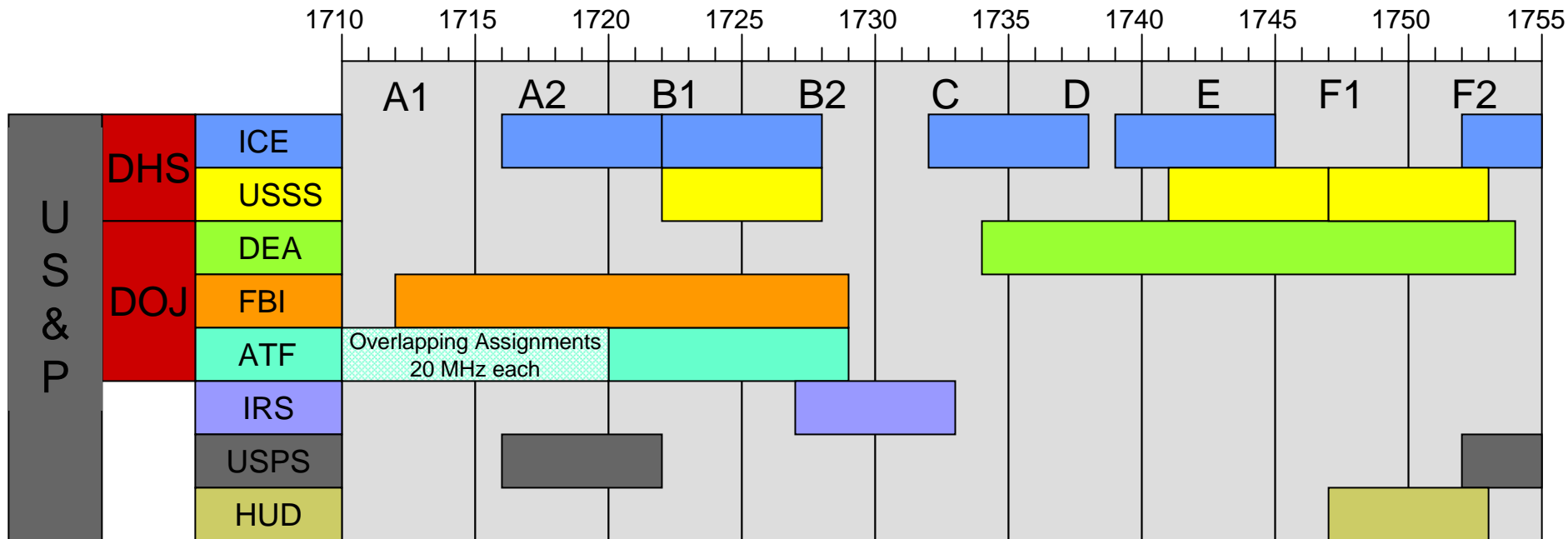
cc: Julius Knapp  
Cathy Massey  
Geraldine Matise  
Ira Keltz  
Ron Repasi  
Jamison Prime  
Patrick Forster  
Ron Chase  
Jim Burtle  
Joel Taubenblatt  
Steve Buenzow



# Handset Testing

- NTIA-DHS
  - July 30, 2007 – August 10, 2007
  - Early Results
    - FCC Review
    - Coordination
- DOJ
  - August 20-21, 2007
  - Early Results
  - Field Testing

# US&P Assignments Encumbering 1.7 GHz Band



- OMB transferred funds to agencies between March 26, 2007 and March 31, 2007
- DHS: 12-month relocation timeframe
- DOJ: 36-month relocation timeframe

# WCA's Petition for Reconsideration of 9<sup>th</sup> R & O

- The Commission should not impose prior coordination procedures on non-co-channel AWS licensees
- The 9<sup>th</sup> R & O adequately compensates BRS incumbents for their reasonable relocation costs
  - Increasing capacity
  - Internal costs
  - BRS transition plan
- BRS incumbents should not be allowed to self-relocate voluntarily and should not receive reimbursement for any costs associated with self-relocation
- The Commission should not allow BRS incumbents to operate on both 2.1 GHz & 2.5 GHz spectrum
- AWS licensees should not bear the costs of the 2.5 GHz transition

# Broadcast Auxiliary Service

- SBE's Petition for Reconsideration of the AWS Clearinghouse Order
  - Tighten AWS OOB suppression requirements
  - Impose restrictions on how closely an AWS base station can be built to electronic news gathering receive-only sites
- T-Mobile plans to work with SBE and individual BAS operators
  - Testing procedures
  - Interference limits
  - Solutions

**T** · · Mobile ·  
**stick together**<sup>SM</sup>